

Remarks

This second preliminary amendment is being submitted in order to place the present application in better condition for examination.

It is further noted that support for new claim 67 appears on page 25, lines 20-21 of the specification which explains that the system will need to acquire sleep related parameters from the user for a number of nights before implementing the sleep restriction therapy program. Support for claim 68 appears in the specification on page 26, lines 11-16, which explains that when the system is no longer in training mode sleep restriction therapy program parameters will be computed and efficiency calculated. The specification explains here that the user may have the opportunity to change program parameters after the system will proceed further.

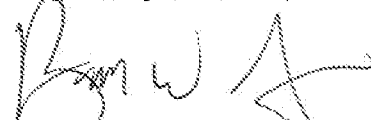
Support for new claim 69 appears on page 16 of the specification, lines 16-18 where it is explained that the device may signal an alert to the user and display a message. Support for new claim 70 appears in the specification at page 26, lines 7-14 which explains that when data collection is completed the system computes necessary sleep parameters (e.g., total sleep time, total time in bed, sleep efficiency, etc.). If the system is no longer in the training mode, sleep restriction parameters (e.g., average number of hours or sleep over the past week and average sleep efficiency over the last week) are computed based on previously collected data. These sleep restriction program parameters are displayed and the user has the opportunity to change certain program parameters after which the system will continue to proceed. Finally, Claim 44 has been amended to correct an apparent typographical error.

Finally, claims 41 and 42 have been amended to include EMG. Support for this appears in the table on page 29 of the application.

In re Appln. of Kaplan et al.
Application No. 10/790,885

This application is considered in good and proper form for allowance, and the Examiner is respectfully requested to pass this application to issue. If, in the opinion of the Examiner, a telephone conference would expedite the prosecution of the subject application, the Examiner is invited to call Applicants' undersigned attorney.

Respectfully submitted,



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